

REMARKS

Claims 1 and 16-30 were rejected under 35 U.S.C. §103 (a) as being obvious over either Helling et al. U.S. Patent No. 6,558,887 ("Helling '887") or Helling et al. U.S. Patent No. 6,534,254 ("Helling '254") in view of Ly et al. U.S. Patent Application Publication No. 2003/0064331 ("Ly"). The applicants respectfully traverse this rejection.

As the Examiner correctly noted at the bottom of page 3 to the top of page 4 of the Office Action, this application was filed after November 29, 1999 (July 2, 2003). Both Helling '887 and Helling '254 were assigned to Agfa-Geveart at the time of the filing of this application. This application is assigned to Agfa-Geveart (see enclosed copy of assignment (Reel 014265 and Frame 0915)). Therefore Helling '254 and Helling '887 are now disqualified as prior art against the claimed invention. Since both the primary references are no longer prior art, the applicants respectfully requests that this rejection be withdrawn.

No additional fees are due. If there are any additional fees due in connection with the filing of this response, including any fees required for an additional extension of time under 37 CFR 1.136, such an extension is requested and the Commissioner is authorized to charge or credit any overpayment to Deposit Account No. 03-2775.

A prompt and favorable action is solicited. The applicants believe that these claims are in condition for allowance, however, if the Examiner disagrees, the applicants respectfully request that the Examiner telephone the undersigned at (302) 888-6270.

Accordingly, the Examiner is respectfully requested to pass this application to issue.

Respectfully submitted,

By

Ashley I. Pezzner

Registration No.: 35,646  
CONNOLLY BOVE LODGE & HUTZ LLP  
1007 North Orange Street  
P.O. Box 2207  
Wilmington, Delaware 19899  
(302) 658-9141  
(302) 658-5614 (Fax)  
Attorney for Applicant

Enclosure:

Assignment Recordation